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13 Attorneys for Plaintiff
14 CHRYSTAL OWENS

15
16 **UNITED STATES DISTRICT COURT**
17 **EASTERN DISTRICT OF CALIFORNIA**
18

19 CHRYSTAL OWENS, an individual,

20 Plaintiff,

21 v.

22 WAL-MART ASSOCIATES, INC., an
Arkansas corporation; and DOES 1-50,
23 inclusive,

24 Defendants.
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Case No. 1:20-CV-01536-AWI-BAM

**JOINT STIPULATION FOR EXTENSION
OF TIME TO FILE REQUEST FOR
DISMISSAL**

Action Filed: September 9, 2020
Removal Date: October 30, 2020

JOINT STIPULATION

IT IS HEREBY STIPULATED AND AGREED TO by and between plaintiff CHRYSTAL OWENS (“Plaintiff”), by her attorneys of record, and defendant WAL-MART ASSOCIATES, INC. (“Defendant”), by its attorneys of record, (referred to collectively as the “Parties”) that the following Stipulation may be entered as an Order by the Court to give effect to the stipulations set forth below, namely to extend the June 18, 2021 deadline to dismiss this action in its entirety, set by this Court’s May 5, 2021 Minute Order (Dkt. No. 15), four weeks to July 16, 2021:

1. **WHEREAS**, Plaintiff filed her Complaint in the Superior Court for the State of California, County of Tulare on September 9, 2020;

2. **WHEREAS**, Defendant timely filed and served an Answer to Plaintiff’s Complaint in the Tulare County Superior Court on October 28, 2020;

3. **WHEREAS**, on October 30, 2020, Defendant timely removed this action to the above-captioned Court;

4. **WHEREAS**, on January 28, 2021, the Court held the initial scheduling conference in this matter, at which the Parties reported that they had agreed to a private mediation scheduled for April 29, 2021;

5. **WHEREAS**, to allow the Parties time to engage in settlement discussions at the April 29, 2021 mediation, and thereafter, the Court declined to issue a scheduling order and set a further scheduling conference on May 11, 2021 (*see* Dkt. No. 13);

6. **WHEREAS**, on April 29, 2021, the Parties participated in private mediation and, shortly thereafter, reached an agreement as to the basic terms of a settlement to be memorialized in a long form settlement agreement by the Parties;

7. **WHEREAS**, on May 4, 2021, counsel for Plaintiff filed a Notice of Settlement in this matter;

8. **WHEREAS**, on May 5, 2021, this Court set a deadline of June 18, 2021, pursuant to Local Rules 160 and 272, by which this matter is to be dismissed in its entirety (*see* Dkt. No. 15);

1 **9. WHEREAS**, following the May 5, 2021 Order, the parties have worked diligently
2 and cooperatively to finalize the terms of the written settlement agreement, which is now fully
3 executed;

4 **10. WHEREAS**, Defendant is in the process of funding the settlement per the terms
5 of the written settlement agreement;

6 **11. WHEREAS**, the Parties agree that good cause exists to extend the June 18, 2021
7 deadline to dismiss this action in its entirety because additional time is needed for the Parties to
8 execute their obligations under the written settlement agreement prior to dismissal;

9 **12. WHEREAS**, the Parties agree that a four week extension of the June 18, 2021
10 deadline to July 16, 2021 would indeed provide sufficient time to satisfy obligations under the
11 written settlement agreement prior to dismissal;

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NOW, THEREFORE, the Parties, by and through their respective counsel of record, **AGREE AND HEREBY STIPULATE** that good cause exists to extend the June 18, 2021 deadline to dismiss this action in its entirety to July 16, 2021.

Dated: June 16, 2021

By: /s/ *Lindsay L. Bowden*

By: /s/ *Daniel R. Lyman*

1 **PROOF OF SERVICE**

2 I, Celestine Seals, declare:

3 I am a citizen of the United States and employed in Alameda County, California. I am
4 over the age of eighteen years and not a party to the within-entitled action. My business address
5 is 1901 Harrison Street, Suite 1650, Oakland, California 94612. On June 18, 2021, I served a
6 copy of the within document(s):

7 **JOINT STIPULATION FOR EXTENSION OF TIME TO FILE REQUEST FOR
8 DISMISSAL**

9 ☒ **ELECTRONICALLY:** I caused a true and correct copy thereof to be
10 electronically filed using the Court's Electronic Court Filing ("ECF") System
11 and service was completed by electronic means by transmittal of a Notice of
12 Electronic Filing on the registered participants of the ECF System. I served
13 those parties who are not registered participants of the ECF System as indicated
14 below.

15 ☐ **BY E-MAIL OR ELECTRONIC TRANSMISSION.** Based on an agreement
16 of the parties to accept service by e-mail or electronic transmission, I caused the
17 documents to be sent on the date shown below to the e-mail addresses of the
18 persons listed below. I did not receive within a reasonable time after the
19 transmission any electronic message or other indication that the transmission
20 was unsuccessful.

21 Timothy J. Gonzales, Esq.
22 Christopher P. Brandes, Esq.
23 Lindsay L. Bowden, Esq.
24 BROCK & GONZALES, LLP
25 6701 Center Drive West, Suite 610
26 Los Angeles, CA 90045
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Tel: 310-294-9595 Fax: 310-961-3673

Attorneys for Plaintiff
CHRYSTAL OWENS

29 I declare that I am employed in the office of a member of the State Bar of this Court at
30 whose direction the service was made. I declare under penalty of perjury under the laws of the
31 State of California that the above is true and correct.

32 Executed on June 18, 2021, at Oakland, California.

33 _____
34 /s/ Celestine Seals
35 Celestine Seals